THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

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AND

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

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WRIT PETITION No.20148 OF 2005

20th October 2005

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Between:

P. Narayana Murthy. ….Petitioner.

AND

The High Court of Andhra Pradesh,

rep. by its Registrar (Administration),

Hyderabad & others. …Respondents.

ORAL ORDER: (per Hon'ble Sri Bilal Nazki, the Acting Chief Justice)

The following charge was framed against the petitioner.

> "That the said K.Narayana Murthy, Amin, JCJ Court, Giddalur (under orders of transfer as Amin, SCJ Court, Chirala) having entrusted with the warrants of attachment of immovable property of J.Drs. 2 to 4, 7 and 8 in E.P.No.224/01 in O.S.No.83/99 on the file of Prl. Sr. Civil Judge's Court, Ongole, on 12.12.01 at about 12.15 p.m. accompanied with the Decree Holder in the said E.P. i.e., Asst. Manager of Margadarsi Chit Fund, Ongole and another person who beats tom-tom entered into the premises of Boys High School, Besthavaripet and demanded Smt. M.Saradamba, wife of Sankara Rao (complainant) who is the 6th Judgment Debtor as per

the said Decree and against whom no E.P. was filed, to pay the amount due to the Decree Holder, otherwise he will cause tom-tom in the High School itself, and thereby insulted the said M.Saradamba in the presence of her co-teacher and Head Master and thereby he was found guilty of misconduct which conduct of him if proved or established amounts to misconduct within the meaning of Rule 3 of A.P.C.S. (Conduct) Rules, 1964."

Enquiry was conducted in accordance with the Rules. Chance to defend was provided to the petitioner. In spite of the charge being very serious that the petitioner went to execute decree although there was no execution petition filed, yet the respondents were lenient in punishing him with stoppage of three increments with cumulative effect. We do not find any ground to interfere in the matter.

The writ petition is accordingly dismissed.

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(BILAL NAZKI, ACJ)

20th October 2005.

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(R.SUBHASH REDDY, J.)

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